

ASSIGNED

No. 49275

APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office AUG 15 1985

Returned to applicant for correction

Corrected application filed

Map filed AUG 15 1985 under 49274

The applicant Cutler Ranch

136 E. Walker Road, of Yerington  
Street and No. or P.O. Box No. City or Town

Nevada 89447, hereby make application for permission to appropriate the public  
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is underground  
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 5.4 second-feet  
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet

3. The water to be used for irrigation  
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated 4,920

(b) Stockwater, state number and kinds of animals to be watered

(c) Other use (describe fully under "No. 12. Remarks")

(d) Power:

(1) Horsepower developed

(2) Point of return of water to stream

5. The water is to be diverted from its source at the following point within the NE1/4 Section 28  
Describe as being within a 40-acre subdivision of public

T.10N., R.27E., M.D.B.&M., or at a point from where the NE corner of said  
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

Section 28 bears N66°55'59"E a distance of 2,912.85 feet.

6. Place of use see Exhibit "A"  
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about April 1 and end about October 31, of each year.  
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) drilled well, pump, motor and ditches  
State manner in which water is to be diverted, i.e. diversion structure, ditches and

flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$15,000.00

10. Estimated time required to construct works 2 years

If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use 3 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

By s/ Wyatt J. OwensP.O. Box 44Smith, Nevada 89430Compared dn/se ab/vwProtested 11/25/85 by Walker River Irrigation DistrictPro. wdr. 12-20-93

APPROVAL

OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins or before the Proof of Completion of Work is filed.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 5.4 cubic feet per second, and not to exceed a seasonal duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before March 10, 1996

Proof of completion of work shall be filed on or before April 10, 1996

Application of water to beneficial use shall be made on or before March 10, 1999

Proof of the application of water to beneficial use shall be filed on or before April 10, 1999

Map in support of proof of beneficial use shall be filed on or before April 10, 1999

Completion of work filed..... IN TESTIMONY WHEREOF, L.R. MICHAEL TURNIPSEED, P.E.

State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed.....

my office, this 10th day of March,

Cultural map filed.....

A.D. 19 94

Certificate No. 99001 Issued AUG 30 1999

WITHDRAWN BY APPLICANT

STATE ENGINEER

portion being 9,400 acft appurtenant to 2260 acres located on parcels B through F6 See map in file

Abrogated By Port 66739-5.2

3/10/2001  
Port 66717 5.2

## (PERMIT TERMS CONTINUED)

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Permits 49274, 49275, 49276, 49277 and 49278 are issued subject to the conditions of the withdrawal of the protest as stated in the letter from Gordon DePaoli dated December 20, 1993.

Permits 49274, 49275, 49276, 49277 and 49278 are issued for the irrigation of a total of 2820 acres in any one year and can only be pumped when surface water is not available for this land. The aforementioned permits are issued as a supplemental supply to lands which have a surface water right from Claim Nos. 17 and 133 of the Walker River Decree and storage rights as defined in the attachment to the January 8, 1992 letter from Don Cutler, and consist of the following:

Claim 17	- 400 acres	direct right
	540 acres	storage right

Claim 133	- 500 acres	direct right
	1380 acres	storage right



## EXHIBIT "A"

T.11N.,R.26E.,M.D.B.&M.Section 14: SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 23: NE $\frac{1}{4}$ NW $\frac{1}{4}$ , E $\frac{1}{4}$ Section 26: NE $\frac{1}{4}$ , E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 25: NW $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ 

Section 36: All

T.11N.,R.27E.,M.D.B.&M.Section 31: SW $\frac{1}{4}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ T.10N.,R.26E.,M.D.B.&M.Section 1: NE $\frac{1}{4}$ NE $\frac{1}{4}$ T.10N.,R.27E.,M.D.B.&M.Section 6: N $\frac{1}{2}$ , SE $\frac{1}{4}$ , NW $\frac{1}{4}$ SW $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 5: NW $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 7: N $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 8: W $\frac{1}{2}$ , SE $\frac{1}{4}$ , W $\frac{1}{2}$ NE $\frac{1}{4}$ Section 17: E $\frac{1}{2}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 16: SW $\frac{1}{4}$ , W $\frac{1}{2}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 20: E $\frac{1}{2}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 21: W $\frac{1}{2}$ , W $\frac{1}{2}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ Section 29: NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 28: NW $\frac{1}{4}$ , W $\frac{1}{2}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ Section 9: SW $\frac{1}{4}$ SW $\frac{1}{4}$ 

see letter 9-17-85

MM

